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14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16 SAN FRANCISCO DIVISION

17 UNITED STATES OF AMERICA,) No. CR 08-0131 PJH
18 Plaintiff,) STIPULATION REQUESTING
19 v.) CONTINUANCE OF SENTENCING
20 DEMETRIUS SMITH,) HEARING, AND [PROPOSED] ORDER
21 Defendant.)
22

23 The parties hereby stipulate as follows:

24 1. Sentencing in this matter is currently scheduled for September 3, 2008.

25 2. Counsel for the United States will be out of town on September 3. Accordingly,

26 the parties respectfully request that the Court continue the sentencing hearing in this case until
27 September 17 at 1:30 p.m. Counsel for the United States has consulted with United States
28 Probation Officer Charles Mabie, who has no objection to continuing sentencing until September
17.

1 IT IS SO STIPULATED.
2

3 DATED: August 20, 2008

/s/
4 MICHAEL THORMAN
Attorney for Defendant

5 DATED: August 20, 2008

/s/
6 ANDREW P. CAPUTO
7 Assistant United States Attorney

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10 **[PROPOSED] ORDER**

11 Pursuant to stipulation, the Court hereby continues the sentencing hearing in this case to
12 September 17, 2008, at 1:30 p.m.

13 IT IS SO ORDERED.

14

15 DATED: _____

16 PHYLLIS J. HAMILTON
United States District Judge